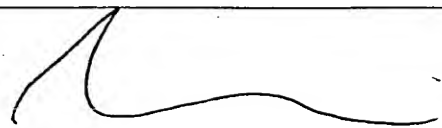


PATENT COOPERATION TREATY
PCT
INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY
(Chapter II of the Patent Cooperation Treaty)
(PCT Article 36 and Rule 70)

Applicant's or agent's file reference MIT261002P	FOR FURTHER ACTION See Form PCT/IPEA/416	
International application No. PCT/AU2005/000315	International filing date (<i>day/month/year</i>) 8 March 2005	Priority date (<i>day/month/year</i>) 8 March 2004
International Patent Classification (IPC) or national classification and IPC Int. Cl. A47D 9/00 (2006.01) A47D 7/00 (2006.01) A47D 9/02 (2006.01)		
Applicant MITCHELL, Christopher Robert Murray		

1. This report is the international preliminary examination report, established by this International Preliminary Examining Authority under Article 35 and transmitted to the applicant according to Article 36. 2. This REPORT consists of a total of 3 sheets, including this cover sheet. 3. This report is also accompanied by ANNEXES, comprising: a. <input checked="" type="checkbox"/> (<i>sent to the applicant and to the International Bureau</i>) a total of 5 sheets, as follows: <div style="margin-left: 20px;"> <input type="checkbox"/> sheets of the description, claims and/or drawings which have been amended and are the basis for this report and/or sheets containing rectifications authorized by this Authority (see Rule 70.16 and Section 607 of the Administrative Instructions). <input type="checkbox"/> sheets which supersede earlier sheets, but which this Authority considers contain an amendment that goes beyond the disclosure in the international application as filed, as indicated in item 4 of Box No. I and the Supplemental Box. b. <input type="checkbox"/> (<i>sent to the International Bureau only</i>) a total of (indicate type and number of electronic carrier(s)) _____, containing a sequence listing and/or table related thereto, in electronic form only, as indicated in the Supplemental Box Relating to Sequence Listing (see Section 802 of the Administrative Instructions). </div>	
4. This report contains indications relating to the following items: <div style="margin-left: 20px;"> <input checked="" type="checkbox"/> Box No. I Basis of the report <input type="checkbox"/> Box No. II Priority <input type="checkbox"/> Box No. III Non-establishment of opinion with regard to novelty, inventive step and industrial applicability <input type="checkbox"/> Box No. IV Lack of unity of invention <input checked="" type="checkbox"/> Box No. V Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement <input type="checkbox"/> Box No. VI Certain documents cited <input type="checkbox"/> Box No. VII Certain defects in the international application <input type="checkbox"/> Box No. VIII Certain observations on the international application </div>	

Date of submission of the demand 6 January 2006	Date of completion of this report 01 February 2006
Name and mailing address of the IPEA/AU AUSTRALIAN PATENT OFFICE PO BOX 200, WODEN ACT 2606, AUSTRALIA E-mail address: pct@ipaaustralia.gov.au Facsimile No. (02) 6285 3929	Authorized Officer R. WEBER  Telephone No. (02) 6283 2546

Box No. I Basis of the report

1. With regard to the language, this report is based on:

- ☒ The international application in the language in which it was filed
- ☐ A translation of the international application into _____, which is the language of a translation furnished for the purposes of:
- ☐ international search (under Rules 12.3(a) and 23.1 (b))
- ☐ publication of the international application (under Rule 12.4(a))
- ☐ international preliminary examination (Rules 55.2(a) and/or 55.3(a))

2. With regard to the elements of the international application, this report is based on *(replacement sheets which have been furnished to the receiving Office in response to an invitation under Article 14 are referred to in this report as "originally filed" and are not annexed to this report)*:

- ☐ the international application as originally filed/furnished
- ☒ the description:
- pages **1, 3, 4 and 6 to 12** as originally filed/furnished
- pages* **2 and 5** received by this Authority on **6 January 2006** with the letter of **5 January 2006**.
- pages* received by this Authority on with the letter of
- ☒ the claims:
- pages as originally filed/furnished
- pages* as amended (together with any statement) under Article 19
- pages* **13, 14, 15** received by this Authority on **6 January 2006** with the letter of **5 January 2006**.
- pages* received by this Authority on with the letter of
- ☒ the drawings:
- pages **1 to 4** as originally filed/furnished
- pages* received by this Authority on with the letter of
- pages* received by this Authority on with the letter of

☐ a sequence listing and/or any related table(s) - see Supplemental Box Relating to Sequence Listing.3. ☐ The amendments have resulted in the cancellation of:

- ☐ the description, pages
- ☐ the claims, Nos.
- ☐ the drawings, sheets/figs
- ☐ the sequence listing (*specify*):
- ☐ any table(s) related to the sequence listing (*specify*):

4. ☐ This report has been established as if (some of) the amendments annexed to this report and listed below had not been made, since they have been considered to go beyond the disclosure as filed, as indicated in the Supplemental Box (Rule 70.2(c)).

- ☐ the description, pages
- ☐ the claims, Nos.
- ☐ the drawings, sheets/figs
- ☐ the sequence listing (*specify*):
- ☐ any table(s) related to the sequence listing (*specify*):

* If item 4 applies, some or all of those sheets may be marked "superseded."

Box No. V Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement**1. Statement**

Novelty (N)	Claims 1 to 27.	YES
	Claims	NO
Inventive step (IS)	Claims 1 to 27.	YES
	Claims	NO
Industrial applicability (IA)	Claims 1 to 27.	YES
	Claims	NO

2. Citations and explanations (Rule 70.7)

Novelty (N) and Inventive Step (IS) Claims 1 to 27.

The invention as defined in the amended claims is directed to a an apparatus for moving or rocking an infant enclosure of the type having legs by which said enclosure is normally supported on an underlying surface, said apparatus comprises a plurality of support means associated with respective said legs, at least one of said support means including or being associated with motion imparting means for imparting a substantially vertical oscillating or reciprocating motion to said enclosure, and means for selectively actuating said motion imparting means. No individual citation or obvious combination of citations discloses these features. The closest art may be seen in the following documents:- US 3802003 A and US 4793010 A.

Industrial Applicability (IA) Claims 1 to 27.

All claims are considered to be industrially applicable.

INTERNATIONAL SEARCH REPORT

International application No.
PCT/AU2005/000315

A. CLASSIFICATION OF SUBJECT MATTER

Int. Cl. 7: A47D 9/00, 9/02, 7/00.

According to International Patent Classification (IPC) or to both national classification and IPC

B. FIELDS SEARCHED

Minimum documentation searched (classification system followed by classification symbols)

IPC: A47D 9/00, 9/02, 7/00.

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

AU IPC: A47D 9/00, 9/02, 7/00.

Electronic data base consulted during the international search (name of data base and, where practicable, search terms used)

DWPI : IPC A47D 9/00, 9/02, 7/00. AND (COT+ OR (BAB+ AND BED+)) AND (ROCK+ OR SWING+ OR SWAY+ OR SHAK+)

C. DOCUMENTS CONSIDERED TO BE RELEVANT

Category*	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X	US 3802003 A (LAURETI) 9 April 1974. See entire specification.	1,2,5,6,9,15-17
X	US 4793010 A (GROSS ET AL) 27 December 1988. See entire specification.	1,2,5,6,9,15-17
A	RU 2055511 C (SOLOVEV) 10 March 1996. See entire specification.	

☒ Further documents are listed in the continuation of Box C

☒ See patent family annex

* Special categories of cited documents:
"A" document defining the general state of the art which is not considered to be of particular relevance
"E" earlier application or patent but published on or after the international filing date
"L" document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified)
"O" document referring to an oral disclosure, use, exhibition or other means
"P" document published prior to the international filing date but later than the priority date claimed

"T" later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention
"X" document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone
"Y" document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art
"&" document member of the same patent family

Date of the actual completion of the international search
20 April 2005

Date of mailing of the international search report

26 APR 2005

Name and mailing address of the ISA/AU
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INTERNATIONAL SEARCH REPORT

International application No.

PCT/AU2005/000315

C (Continuation). DOCUMENTS CONSIDERED TO BE RELEVANT		
Category*	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
A	DE 2981785 U (MAKERIDEA S.R.L.) 4 February 1999. See entire specification.	
A	US 3225365 A (MILLER ET AL) 28 December 1965. See entire specification.	
A	FR 2317149 A (BACHOREK) 4 February 1977. See entire specification.	

INTERNATIONAL SEARCH REPORT

Information on patent family members

International application No.

PCT/AU2005/000315

This Annex lists the known "A" publication level patent family members relating to the patent documents cited in the above-mentioned international search report. The Australian Patent Office is in no way liable for these particulars which are merely given for the purpose of information.

Patent Document Cited in Search Report		Patent Family Member
US	3802003	NIL
US	4793010	NIL
RU	2055511	NIL
DE	29817858	NIL
US	32253365	NIL
FR	2317149	NIL

Due to data integration issues this family listing may not include 10 digit Australian applications filed since May 2001.

END OF ANNEX